

BOARD OF SUPERVISORS  
COUNTY OF YORK  
YORKTOWN, VIRGINIA

Ordinance

At a regular meeting of the York County Board of Supervisors held in the Board Room, York Hall, Yorktown, Virginia, on the \_\_\_\_ day of \_\_\_\_, 2001:

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Present

Vote

James S. Burgett, Chairman  
Donald E. Wiggins, Vice Chairman  
Walter C. Zaremba  
Sheila S. Noll  
H. R. Ashe

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On motion of \_\_\_\_\_, which carried \_\_\_\_, the following ordinance was adopted:

AN ORDINANCE TO AMEND THE YORK COUNTY ZONING MAP BY RECLASSIFYING APPROXIMATELY 3.76 ACRES OF LAND LOCATED AT THE NORTHEAST CORNER OF THE INTERSECTION OF DARE ROAD (ROUTE 621) AND ALLENS MILL ROAD (ROUTE 655) FROM RR TO R20 SUBJECT TO VOLUNTARILY PROFFERED CONDITIONS

WHEREAS, James L. Clayton has submitted Application No. ZM-59-01 (conditional), which requests to amend the York County Zoning Map by reclassifying approximately 3.76 acres of land located at the northeast corner of the intersection of Dare Road (Route 621) and Allens Mill Road (Route 655), further identified as Assessor's Parcel No. 25-477 from RR (Rural Residential) to R20 (Medium-density single family residential), subject to conditions voluntarily proffered by the property owners; and

WHEREAS, said application has been forwarded to the York County Planning Commission; and

WHEREAS, the Planning Commission does not recommend approval of this application; and

WHEREAS, the York County Board of Supervisors has conducted a duly advertised public hearing on this application in accordance with applicable procedure; and

WHEREAS, the Board has given careful consideration to the public comments with respect to this application;

NOW, THEREFORE, BE IT ORDAINED by the York County Board of Supervisors this the \_\_ day of \_\_\_\_, 2001, that Application No. ZM-59-01 be, and it hereby is, approved to amend

the York County Zoning Map by reclassifying from RR (Rural Residential) to R20 (Medium-density single family residential) approximately 3.76 acres of land located at the northeast corner of the intersection of Dare Road (Route 621) and Allens Mill Road (Route 655), further identified as Assessor's Parcel No. 25-477, subject to the following conditions voluntarily proffered by the property owners in the proffer statement titled "Proffers Offered By Applicant On Rezoning Application No. ZM-59-01 At Northern Intersection Of Allens Mill Road and Dare Road, York Co., VA By Contract Purchaser James L. Clayton," dated June 28, 2001 and signed by James L. Clayton, Susan Jean (conservator for Frances Riley), Daniel M. Kennedy, and Teresa D. Kennedy:

1. Applicant proffers a wooden privacy fence from corner of Allens Mill Road and Dare Road extending entire distance of property in easterly direction to end of property.
2. Applicant proffers a paved private lane within a platted thirty-foot (30') easement along northerly boundary of property so that the newly subdivided lots will have private egress and access from Allens Mill Road to each lot with the new homes facing the private lane instead of facing Dare Road. This will allow the "Street-scape" along Dare Road to remain as it is and force all traffic from these improvements back to the intersection of Allens Mill Road and Dare Road.
3. Applicant is applying for R-20 zoning of this property from its existing RR zoning. If R-20 zoning were allowed, applicant could then develop eight residential lots. However, applicant is proffering six residential lots only, (not eight); then the newly developed lots will conform to developed property on west, north and south sides of this property.
4. Applicant proffers to prohibit access from the property to Dare Road through the establishment of a "no ingress/egress" easement along the southern property line adjacent to Dare Road.